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Date: NOVEMBER 16, 2004

To: EXAMINER CHU, GABRIEL L.  
U.S. PATENT AND TRADEMARK OFFICE  
Fax #: (703) 746-7238

From: FRANK C. NICHOLAS  
Phone #: (847) 424-2521

Client/Matter No.: AUS920010128US1 (9000/21)

# of Pages: 9

(including cover sheet)

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(to be used for all correspondence after initial filing)

Attorney Docket No.	AUS920010128US1 (9000/21)
Application Number	09/848,167
Filing Date	MAY 3, 2001
First Named Inventor	GARY D ANDERSON
Group Art Unit	2114
Examiner	CHU, GABRIEL L.

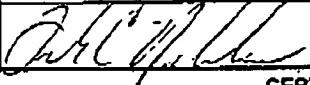
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<input checked="" type="checkbox"/> Response to Office Action Dated September 1, 2004	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Drawings:	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> After Allowance Communication to Group	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter	<input type="checkbox"/> Petition Routing Slip (PTO/SB/60) and Accompanying Petition	<input type="checkbox"/> Post Card Receipt
<input type="checkbox"/> One-Month Petition for Extension of Time Request (dup)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/>
<input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, art	<input type="checkbox"/> Applicant Initiated Interview Request Form	<input type="checkbox"/>
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Small Entity Statement	<input type="checkbox"/>
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Request of Refund	<input type="checkbox"/>
	<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.	<input type="checkbox"/>
	<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 09-0447 (IBM Corporation). A duplicate copy of this sheet is enclosed.	<input type="checkbox"/>

## CALCULATION OF FEE

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					Rate	Add'l Fee	or	Rate
Total		Minus		0	x \$9=	0		x \$18=
Indep		Minus		0	x \$44=	0		x \$88=
First Presentation of Multiple Dep. Claim					x \$150=	—		x \$300=
					total add'l fee	\$ 0		total add'l fee
								\$ 0

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	FRANK C NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201
Signature	
Date	November 16, 2004

## CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to (703) 746-7238 to the United States Patent and Trademark Office on this date

November 16, 2004

Signature	
Date	November 16, 2004
FRANK C NICHOLAS (33,983)	

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Attorney Docket No	AUS920010128US1 (9000/21)
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Filing Date	MAY 3, 2001
First Named Inventor	GARY D ANDERSON
Group Art Unit	2114
Examiner	CHU, GABRIEL L

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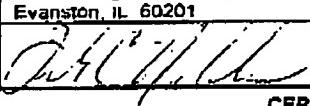
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Total		Minus		0
Indep		Minus		0
First Presentation of Multiple Dep. Claim				

Small Entity		Large Entity	
Rate	Add'l Fee	Rate	Add'l Fee
x \$9=	0	x \$18=	
x \$44=	0	x \$88=	
+ \$150=	—	+ \$300=	
total add'l fee		total add'l fee	
\$ 0		\$ 0	

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Firm or Individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201
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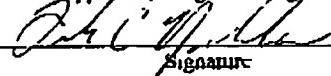
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FRANK C NICHOLAS (33,983)

Name of applicant, assignee or registered representative



Signature

November 16, 2004

Date of Signature

PATENT  
Case No. AUS920010128US1  
(9000/21)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:	)	
	)	
GARY D. ANDERSON, ET AL.	)	
	)	
Serial No.: 09/848,167	)	Examiner: CHU, GABRIEL L..
	)	
Filed: MAY 3, 2001	)	Group Art Unit: 2114
	)	
Title: CONDITIONAL HARDWARE	)	
SCAN DUMP DATA CAPTURE	)	

**RESPONSE TO OFFICE ACTION DATED SEPTEMBER 1, 2004**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a response to an Office Action dated September 1, 2004.